

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

KRISTY LOPEZ, as parent  
and best friend of her minor child,  
J.L.,

Plaintiff,

v.

No. 2:18-cv-00871-MV-KRS

HOBBS MUNICIPAL SCHOOL DISTRICT;  
TJ PARKS, in his official capacity as  
Superintendent of the Hobbs Municipal School District,  
JOSE MARES, in his official capacity as  
the Hobbs High School Boys Varsity Head  
Soccer Coach; GREG HASTON, in his official capacity  
as Athletic Director of Hobbs High School; BRENDA  
WILSON, in her official capacity as  
Athletic Director of Hobbs High School;  
ZEKE KANEY, in his official capacity as  
Assistant Principal of Hobbs High School;  
JANE DOES I-X; JOHN DOES, I-X; and  
BLACK AND WHITE ENTITIES, I-X,

Defendants.

**SCHEDULING ORDER**

**THIS MATTER** comes before the Court following a telephonic Rule 16 scheduling conference held on January 17, 2019. At the hearing, the Court adopted the parties' proposed Joint Status Report and Provisional Discovery Plan, except for minor modifications discussed on the record and included in the dates below.

**IT IS, THEREFORE, ORDERED** that the parties shall follow the following discovery plan:

- (a) Maximum of twenty-five interrogatories per party to the other party with responses due thirty days after service.

- (b) Maximum of twenty-five requests for production per party to the other party with responses due thirty days after service.
- (c) Maximum of twenty-five requests for admission per party to the other party with responses due thirty days after service.
- (d) Maximum of ten depositions by each party. Depositions shall not exceed four (4) hours except for the depositions of experts and parties.

**IT IS FURTHER ORDERED** that the following case management deadlines shall govern:

- (a) Plaintiff's deadline to amend pleading or join additional parties in accordance with Federal Rule of Civil Procedure 15: **February 15, 2019;**
- (b) Defendants' deadline to amend pleadings or join additional parties in accordance with Federal Rule of Civil Procedure 15: **March 4, 2019;**
- (c) Plaintiff's expert-disclosure deadline: **March 18, 2019;**
- (d) Defendants' expert-disclosure: **May 2, 2019;**
- (e) Deadline for supplementing discovery/disclosures: **within thirty days of receiving information triggering the duty to supplement;**
- (f) Termination of discovery: **June 17, 2019;**
- (g) Motions relating to discovery: **July 15, 2019;**
- (h) All other motions, including dispositive and *Daubert* motions: **August 16, 2019;**
- (i) Pretrial order: Plaintiff to Defendants by: **September 30, 2019;**  
Defendants to Court by: **October 7, 2019.**

**IT IS FURTHER ORDERED** that the Court must approve any changes to the timing or scope of discovery, other than the parties' agreement to extend the length of a deposition beyond

four hours (seven in the event of an expert or party) made during the deposition in question.

Requests by a party to change the timing or scope of discovery, other than a mutual agreement to extend a deposition reached during the deposition, must be made by motion and before the termination of discovery or the expiration of any applicable deadline. Discovery must be completed on or before the termination of the discovery deadline. A written discovery request must be propounded by a date so that the response to that request shall be due on or before the discovery deadline. The parties are further reminded that the cutoff for motions related to discovery does not relieve the party of the 21-day time period under Local Rule 26.6 to challenge a party's objections to answering discovery. The parties are encouraged to review Federal Rule of Procedure 26(a)(2) to ensure they properly disclose *all* testifying witnesses, not just those for whom a report is required.

A handwritten signature in cursive script, reading "Kevin Sweazea".

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KEVIN R. SWEAZEA  
UNITED STATES MAGISTRATE JUDGE